STATE OF MISSISSIPPI

Sidney Shorty and Rodney Sesson

**COUNTY OF DESOTO** 

MTF 2000235506

#### SUBSTITUTED TRUSTEES DEED

WHEREAS, on October 24, 2006, Sidney Shorty and Rodney Sesson, both unmarried executed a Deed of Trust to Lem Adams III, Trustee for the benefit of Mortgage Electronic Registration Systems, Inc., which Deed of Trust is filed for record in Book 2,597 at Page 634 and re-recorded in Book 2,605 at Page 374 in the office of the Chancery Clerk of DeSoto County at Hernando, Mississippi; and

WHEREAS, said Deed of Trust was subsequently assigned to Wells Fargo Bank, National Association, as Trustee and Custodian for Morgan Stanley ABS Capital 1 Inc, MSAC 2007-HE4 by instrument dated October 2, 2007 and recorded in Book 2,819 at Page 790 of the aforesaid records; and

WHEREAS, as authorized by the aforesaid Deed of Trust and in strict accordance therewith, Wells Fargo Bank, National Association, as Trustee and Custodian for Morgan Stanley ABS Capital 1 Inc, MSAC 2007-HE4 appointed and substituted J. Gary Massey as Trustee therein in the place and stead of the trustee named in said Deed of Trust or subsequently substituted therein by Substitution of Trustee dated October 28, 2007, and duly filed for record in the office of the aforesaid Chancery Clerk in Book 2,819 at Page 792 prior to the first publication and posting of the notice of sale; and

WHEREAS, default having been made in the terms and conditions of said Deed of Trust, which default continued for a period of time necessary for the holder thereof to declare the entire indebtedness, together with attorney's fees, expenses and costs, immediately due and payable, as was its option so to do under the terms of said Deed of Trust, and default having been made in payment of said amount and the Substituted Trustee having been requested and directed by Wells Fargo Bank, National Association, as Trustee and Custodian for Morgan Stanley ABS Capital 1 Inc, MSAC 2007-HE4 to foreclose under the terms of said Deed of Trust, I did on January 24, 2008, during legal hours, being between the hours of 11:00 a.m. and 4:00 p.m., at the East Front door of the County Courthouse of DeSoto County, Hernando, Mississippi, in accordance with the terms of the Deed of Trust and the laws of the State of Mississippi, offer for sale at public auction and sell to the highest and best bidder for cash the following described land and property lying and being situated in DeSoto County, Mississippi, being more particularly described as follows, to wit:

Lot 136, Chateau Ridge Subdivision, situated in Section 11, Township 2 South, Range 6 West, DeSoto County, Mississippi, as per plat recorded in Plat Book 14, Pages 47-50, in the Office of the Chancery Clerk for DeSoto County, Mississippi.

Being the same property conveyed to Vivian Richmond by Warranty Deed from Northwest Builders, Inc., dated 9/19/85 and recorded 9/20/85 of record at Book 181, Page 634, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

Being the same property conveyed to Pinnacle Homes, LLC by Warranty Deed from Vivian Richmond, dated 2/14/05 and recorded 2/15/05 of record at Book 492, Page 562, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

Being the same property conveyed to Sidney Shorty and Rodney Sesson, both unmarried from Pinnacle Homes, LLC, dated 10/25/06 and recorded 11/14/06 of record at Book 2,605, Page 374, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

Said property was sold after strictly complying with all the terms and conditions of said Deed of Trust and the statutes made and provided in such cases. A notice of time, place and terms of said sale, together with a description of the property to be sold, was given by publication in the DESOTO COUNTY TIMES, a newspaper published in DeSoto County, Mississippi for three consecutive weeks preceding the date of sale. The notices were published on January 3, 10, and 17, 2008, (a certified copy of which is attached hereto), and a notice identical to the published notice was posted on the bulletin board at the East Front door of the County Courthouse of DeSoto County, Hernando, Mississippi for said period of three consecutive weeks. Everything necessary to be done was done to make and effect a good and lawful sale.

At said Sale, Wells Fargo Bank, National Association, as Trustee and Custodian for Morgan Stanley ABS Capital 1 Inc, MSAC 2007-HE4, bid for said property in the amount of \$45,900.00, which being the highest and best bid, the same was then and there struck off to Wells Fargo Bank, National Association, as Trustee and Custodian for Morgan Stanley ABS Capital 1 Inc, MSAC 2007-HE4 by: Saxon Mortgage Services, Inc. f/k/a Meritech Mortgage Services, Inc. as their attorney-in-fact and it was declared the purchaser thereof.

NOW THEREFORE, in consideration of the full payment of the purchase price, I, the undersigned Substituted Trustee, do hereby sell and convey unto Wells Fargo Bank, National Association, as Trustee and Custodian for Morgan Stanley ABS Capital 1 Inc, MSAC 2007-HE4 by: Saxon Mortgage Services, Inc. f/k/a Meritech Mortgage Services, Inc. as their attorney-in-fact the land and property herein described. I convey only such title as is vested in me as Substituted Trustee.

WITNESS MY SIGNATURE, on January 24, 2008.

J. Gary Massey, Substituted Trustee

#### STATE OF MISSISSIPPI COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for said county and state, on January 24, 2008, the within named J. Gary Massey, Substituted Trustee, duly identified before me, who acknowledged that in said representative capacity he executed the above and foregoing instrument, after having first been duly authorized to do so.

Votary Public

My Commission Express February 21, 2008
Bonded Thru Heidan, Brocks & Garland, Inc.

## **GRANTOR'S ADDRESS:**

J. Gary Massey, Substitute Trustee Shapiro & Massey, L.L.P. 1910 Lakeland Drive, Suite B Jackson, MS 39216 601-981-9299 S&M #07-0876

# GRANTEE'S ADDRESS:

c/o Saxon Mortgage Service, Inc. 4708 Mercantile Drive Fort Worth, Texas 76137-3605

### PREPARED BY:

J. Gary Massey, Substitute Trustee Shapiro & Massey, L.L.P. 1910 Lakeland Drive, Suite B Jackson, MS 39216 (601) 981-9299

INDEX: Lot 136, Chateau Ridge Subdivision, Section 11, T2S, R6W, DeSoto Co., MS



# PROOF OF PUBLICATION

# THE STATE OF MISSISSIPPI COUNTY OF DESOTO

Diane Smith personally appeared before me the undersigned in and for said County and State and states on oath that she is the CLERK of the DeSoto Times Today, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper \_\_\_\_\_ consecutive times, as follows, to-wit:

SUBSTITUTED TRUSTEES	Volume No//_	<u>3</u> on the <u> </u>	day of	<b>LL</b> , 2008	
WHEREAS, on October \$4, 2006,			_		
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